

Senator Daniel W. Thatcher proposes the following substitute bill:

BEHAVIORAL HEALTH CRISIS RESPONSE AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel W. Thatcher

House Sponsor: Steve Eliason

Cosponsors: Evan J. Vickers

Luz Escamilla

LONG TITLE

General Description:

This bill modifies the Statewide Behavioral Health Crisis Response Account.

Highlighted Provisions:

This bill:

- ▶ modifies the Statewide Behavioral Health Crisis Response Account; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2023:

- ▶ to General Fund Restricted -- Behavioral Health Crisis Response Account, as an ongoing appropriation:
 - from General Fund, \$14,863,200; and
- ▶ to Department of Health and Human Services -- Integrated Health Care Services -- Non-Medicaid Behavioral Health Treatment and Crisis Response, as an ongoing appropriation:
 - from General Fund, \$14,863,200.



Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

62A-15-123, as enacted by Laws of Utah 2021, Chapter 76

*Be it enacted by the Legislature of the state of Utah:*Section 1. Section **62A-15-123** is amended to read:**62A-15-123. Statewide Behavioral Health Crisis Response Account -- Creation --
Administration -- Permitted uses.**

(1) There is created a restricted account within the General Fund known as the "Statewide Behavioral Health Crisis Response Account," consisting of:

- (a) money appropriated or otherwise made available by the Legislature; and
- (b) contributions of money, property, or equipment from federal agencies, political subdivisions of the state, or other persons.

(2) (a) Subject to appropriations by the Legislature and any contributions to the account described in Subsection (1)(b), the division shall disburse funds in the account only for the purpose of support or implementation of services or enhancements of those services in order to rapidly, efficiently, and effectively deliver 988 services in the state.

(b) Funds distributed from the account to county local mental health and substance abuse authorities for the provision of crisis services are not subject to the 20% county match described in Sections **17-43-201** and **17-43-301**.

(c) ~~[The]~~ Except as provided in Subsection (2)(d), the division shall prioritize expending funds from the account as follows:

- (i) the Statewide Mental Health Crisis Line, as defined in Section **62A-15-1301**, including coordination with 911 emergency service, as defined in Section **69-2-102**, and coordination with local substance abuse authorities as described in Section **17-43-201**, and local mental health authorities, described in Section **17-43-301**;
- (ii) mitigation of any negative impacts on 911 emergency service from 988 services;
- (iii) mobile crisis outreach teams as defined in Section **62A-15-1401**, distributed in accordance with rules made by the division in accordance with Title 63G, Chapter 3, Utah

Administrative Rulemaking Act;

(iv) behavioral health receiving centers as defined in Section 62A-15-118;

(v) stabilization services as described in Section 62A-1-104; and

(vi) mental health crisis services provided by local substance abuse authorities as described in Section 17-43-201 and local mental health authorities described in Section 17-43-301 to provide prolonged mental health services for up to 90 days after the day on which an individual experiences a mental health crisis.

(d) If the Legislature appropriates money to the account for a purpose described in Subsection (2)(c), the division shall use the appropriation for that purpose.

(3) Subject to appropriations by the Legislature and any contributions to the account described in Subsection (1)(b), the division may expend funds in the account for administrative costs that the division incurs related to administering the account.

(4) The division director shall submit and make available to the public a report before December of each year to the Behavioral Health Crisis Response Commission as defined in Section 63C-18-202, the Social Services Appropriations Subcommittee, and the Legislative Management Committee that includes:

(a) the amount of each disbursement from the ~~[restricted account described in Section 62A-15-123]~~ account;

(b) the recipient of each disbursement, the goods and services received, and a description of the project funded by the disbursement;

(c) any conditions placed by the division on the disbursements from the ~~[restricted]~~ account;

(d) the anticipated expenditures from the ~~[restricted account described in this chapter]~~ account for the next fiscal year;

(e) the amount of any unexpended funds carried forward;

(f) the number of Statewide Mental Health Crisis Line calls received;

(g) the progress towards accomplishing the goals of providing statewide mental health crisis service; and

(h) other relevant justification for ongoing support from the restricted account.

Section 2. **Appropriation.**

The following sums of money are appropriated for the fiscal year beginning July 1,

2022, and ending June 30, 2023. These are additions to amounts previously appropriated for fiscal year 2023.

Subsection 13(a). Operating and Capital Budgets.

Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

ITEM 1

To Department of Health and Human Services -- Integrated Health Care Services

From General Fund Restricted -- Behavioral Health

Crisis Response Account \$14,863,200

Schedule of Programs:

Non-Medicaid Behavioral Health

Treatment and Crisis Response \$14,863,200

The Legislature intends that a total of \$2,553,313 of the appropriations under this item be used to build and operate one or more behavioral health receiving centers in the state.

Subsection 13(b). Restricted Fund and Account Transfers.

The Legislature authorizes the State Division of Finance to transfer the following amounts between the following funds or accounts as indicated. Expenditures and outlays from the funds to which the money is transferred must be authorized by an appropriation.

ITEM 2

To General Fund Restricted -- Behavioral Health Crisis Response Account

From General Fund \$14,863,200

Schedule of Programs:

General Fund Restricted -- Behavioral

Health Crisis Response Account \$14,863,200